

# **FISCAL NOTE**

## **SB 1458 - HB 1184**

February 16, 2005

**SUMMARY OF BILL:** Authorizes judge to grant post-plea diversion petition that requires defendant to serve portion of sentence in continuous confinement after which further proceedings are deferred and defendant is placed on probation for remainder of sentence.

### **ESTIMATED FISCAL IMPACT:**

**Increase State Expenditures - \$65,100/Incarceration\***

**Increase Local Govt. Expenditures - Less Than \$100,000**


Assumptions:

- Courts currently do not have authority to impose a term of incarceration as a condition of judicial diversion.
- Based upon 15,000 judicial diversions, 15 felony offenders and 105 misdemeanor offenders will be given a term of incarceration of 10 to 90 days as a condition of judicial diversion.

*\*Section 9-6-119, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law.*

### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director

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